
HOUSE BILL No. 1168

DIGEST OF INTRODUCED BILL

Citations Affected: IC 27-8-14.2-5; IC 27-13-7-14.7.

Synopsis: Pervasive developmental disorder technical change. Makes a technical change to the law concerning health coverage of pervasive developmental disorders.

Effective: July 1, 2005.

Ripley

January 6, 2005, read first time and referred to Committee on Insurance.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1168

A BILL FOR AN ACT to amend the Indiana Code concerning insurance.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 27-8-14.2-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An insurer that
3 issues an accident and sickness insurance policy on an individual basis
4 ~~must~~ **shall** offer to provide coverage for the treatment of a pervasive
5 developmental disorder of an insured. Coverage provided under this
6 section is limited to treatment that is prescribed by the insured's
7 treating physician in accordance with a treatment plan. An insurer may
8 not deny or refuse to issue coverage on, refuse to contract with, or
9 refuse to renew, refuse to reissue, or otherwise terminate or restrict
10 coverage on an individual under an insurance policy solely because the
11 individual is diagnosed with a pervasive developmental disorder.

12 (b) The coverage that must be offered under this section may not be
13 subject to dollar limits, deductibles, or coinsurance provisions that are
14 less favorable to an insured than the dollar limits, deductibles, or
15 coinsurance provisions that apply to physical illness generally under
16 the accident and sickness insurance policy.

17 SECTION 2. IC 27-13-7-14.7 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 14.7. (a) As used in this
 2 section, "pervasive developmental disorder" means a neurological
 3 condition, including Asperger's syndrome and autism, as defined in the
 4 most recent edition of the Diagnostic and Statistical Manual of Mental
 5 Disorders of the American Psychiatric Association.

6 (b) A group contract with a health maintenance organization that
 7 provides basic health care services must provide services for the
 8 treatment of a pervasive developmental disorder of an enrollee.
 9 Services provided to an enrollee under this subsection are limited to
 10 services that are prescribed by the enrollee's treating physician in
 11 accordance with a treatment plan. A health maintenance organization
 12 may not deny or refuse to provide services to, or refuse to renew, refuse
 13 to reissue, or otherwise terminate or restrict coverage under a group
 14 contract to services to an individual solely because the individual is
 15 diagnosed with a pervasive developmental disorder.

16 (c) The services required under subsection (b) may not be subject
 17 to dollar limits, deductibles, copayments, or coinsurance provisions
 18 that are less favorable to an enrollee than the dollar limits, deductibles,
 19 copayments, or coinsurance provisions that apply to physical illness
 20 generally under the contract with the health maintenance organization.

21 (d) A health maintenance organization that enters into an individual
 22 contract that provides basic health care services ~~must~~ **shall** offer to
 23 provide services for the treatment of a pervasive developmental
 24 disorder of an enrollee. Services provided to an enrollee under this
 25 subsection are limited to services that are prescribed by the enrollee's
 26 treating physician in accordance with a treatment plan. A health
 27 maintenance organization may not deny or refuse to provide services
 28 to, or refuse to renew, refuse to reissue, or otherwise terminate or
 29 restrict coverage under an individual contract to services to an
 30 individual solely because the individual is diagnosed with a pervasive
 31 developmental disorder.

32 (e) The services that must be offered under subsection (d) may not
 33 be subject to dollar limits, deductibles, copayments, or coinsurance
 34 provisions that are less favorable to an enrollee than the dollar limits,
 35 deductibles, copayments, or coinsurance provisions that apply to
 36 physical illness generally under the contract with the health
 37 maintenance organization.

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